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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 13, 2005

Mr. Dale Wiedenfeld
AGE Refining, Inc.
7811 South Presa
San Antonio, Texas 78223

Re: Alternative Diesel Fuel Formulation Approval Notification

Dear Mr. Wiedenfeld:

The Texas Commission on Environmental Quality (TCEQ) has approved AGE Refining's Low Emissions Diesel formulation as an alternative diesel fuel formulation for Texas low emission diesel fuel (TxLED) in accordance with §114.315(d) of the TCEQ regulations. The TCEQ has determined, using the Unified Model developed by the United States Environmental Protection Agency (EPA), that AGE Refining's Low Emissions Diesel formulation will achieve reductions in emissions of oxides of nitrogen (NO_x) that are comparable to or better than the reductions attributed to TxLED. The use of the EPA's Unified Model for demonstrating compliance with §114.315(d) of the TCEQ regulation has been approved by the EPA.

This approval only applies to the diesel fuel formulation registered with the United States Environmental Protection Agency (EPA) as "634412211 Low Emissions Diesel, 634412211 No.2 Low Sulfur Diesel" by AGE Refining, Inc. in accordance with the requirements of 40 CFR 79.13, and as described in the TCEQ's Approval Notification issued under the following notice number:

- TCEQ assigned identification number: TXLED-A-00005.

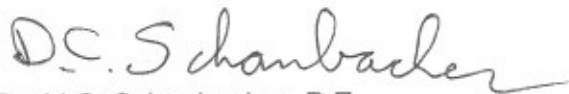
As a TCEQ approved alternative diesel fuel formulation, AGE Refining, Inc. may use its Low Emissions Diesel formulation for compliance with the TxLED fuel content requirements as provided under §114.312(f) of the TCEQ regulations. In addition, AGE Refining, Inc. will be required to comply with the registration requirements specified under §114.314 of the TCEQ regulations and the appropriate monitoring, record keeping, and reporting requirements specified under §114.316 of the TCEQ regulations.

Enclosed with this letter is the Approval Notification documenting TCEQ's approval of AGE Refining's Low Emissions Diesel formulation as an alternative diesel fuel formulation for TxLED. This letter and the Approval Notification document will be posted to the TCEQ website for public notice at the following link: <http://www.tnrc.state.tx.us/oprd/sips/cleandiesel.html>.

Mr. Dale Wiedenfeld
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If you have any additional questions or need further assistance in regards to this issue, please call Morris Brown in the TCEQ's Air Quality Planning and Implementation Division at (512) 239-1438.

Sincerely,



David C. Schanbacher, P.E.
Chief Engineer
Texas Commission on Environmental Quality

DS/mb

Enclosure

This approval only applies to the diesel fuel formulation registered with the United States Environmental Protection Agency (EPA) as "B3441221 Low Emissions Diesel, 83441221 No.2 Low Sulfur Diesel" by AGE Refining, Inc. in accordance with the requirements of 40 CFR 79.13, and as described in the TCEQ's Approval Notification issued under the following notice number:

TCEQ assigned identification number: TXLED-A-00005.

As a TCEQ approved alternative diesel fuel formulation, AGE Refining, Inc. may use its Low Emissions Diesel formulation for compliance with the TLED fuel content requirements as provided under §14.315(f) of the TCEQ regulations. In addition, AGE Refining, Inc. will be required to comply with the registration requirements specified under §14.314 of the TCEQ regulations and the appropriate monitoring, record keeping, and reporting requirements specified under §14.316 of the TCEQ regulations.

Enclosed with this letter is the Approval Notification documenting TCEQ's approval of AGE Refining's Low Emissions Diesel formulation as an alternative diesel fuel formulation for TLED. This letter and the Approval Notification document will be posted to the TCEQ website for public notice at the following link: <http://www.tceq.state.tx.us/airquality/diesel.html>.